

**AMENDED**  
**APPLICATION FOR PERMIT**  
**TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Serial No. **12049**

Date of first receipt and filing in State Engineer's office OCT 14 1947  
Returned to applicant for correction DEC 31 1947  
Corrected application filed JAN 30 1948

The undersigned James Daniels  
Name of applicant  
of Goldpoint, County of Esmeralda,  
State of Nevada, hereby make s application for  
permission to appropriate the public waters of the State of Nevada, as  
hereinafter stated. (If applicant is a corporation, give date and place  
of incorporation.)

1. The source of the proposed appropriation is Jeff Davis Spring  
Name of stream, lake, or other source  
sometimes called Nivlock Spring
2. The amount of water applied for is 0.5 second-feet.  
One second-foot equals 40 miners' inches
3. The water to be used for stockwatering and domestic purposes  
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:  
SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 30, T. 2 S., R. 37 E., M.D.B.&M. whence the SW  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
corner of Sec. 18, T. 2 S., R. 37 E. bears North 79° 20' West, 31,970  
feet.

**IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:**

- (a) Number of acres to be irrigated is \_\_\_\_\_
- (b) Description of land to be irrigated \_\_\_\_\_  
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about \_\_\_\_\_ and end about \_\_\_\_\_, of each year.  
Month Month

**IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:**

- (d) Power to be developed is \_\_\_\_\_ horsepower.
- (e) Place of use same subdivision as the point of diversion. SE $\frac{1}{4}$  of  
NE $\frac{1}{4}$  of Section 30, T.2S.,R.37E.,M.D.B.&M.  
Place of use by legal subdivision.
- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.

(g) State number and kinds of animals to be watered from 100 to 500  
cattle from time to time when grazing in the area adjacent.

- (h) Use will begin about Jan. 1 and end about Dec. 31, of each year.  
Month Month

(i) Remarks Applicant claims a vested right to the surrounding range  
and the use of this water and does not waive the same by this filing.

DESCRIPTION OF PROPOSED WORKS

Water to be developed by open cuts and tunnels and piped to watering troughs by means of 2 inch pipe. Troughs will be either metal or wood as deemed most satisfactory and economical.

- 5. Estimated cost of works \$1000.00
6. Estimated time required to construct works Two years
7. Remarks It is proposed to increase the flow by development and reconstruct the facilities for conveying and using the water.

James A. Daniels, Applicant.

By Kearney and Adams His Attorneys.

Compared A.T. & F.N.D.

This sheet inspected
Protested Apr. 10, 1948 by Shirley, Chiatovich & Humphrey, Engineer.
Protested Apr. 6, 1948 by Nivloc Mines Inc.
Protested Apr. 1, 1948 by H. R. & Mary C. Burney (Withdrawn June 16, 1948)

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the number of stock watered daily, which number must be stated in the proof of beneficial use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0156 cubic feet per second, or sufficient to water 500 head of cattle.

Actual construction work shall begin on or before August 24, 1954

Proof of commencement of work shall be filed before September 24, 1954

Work must be prosecuted with reasonable diligence and be completed on or before August 24, 1955

Proof of completion of work shall be filed before September 24, 1955

Application of water to beneficial use shall be made on or before August 24, 1956

use must be filed with State Engineer on or before September 24, 1956

Proof of commencement of work filed JUN 2 1954

Proof of Completion of work filed JUN 2 1954

PROOF OF BENEFICIAL USE FILED AUG 16 1954 of February, 1954

Certificate Noted 4197 Issued FEB 7 1955

Recorded 2/16/55 Bk 5-B Page 172

Emeralda County Records By HUGH A. SHAMBERGER State Engineer. EDWIN MICH-Asst State Engineer